

**CITY OF FRANKFORT
CODE ENFORCEMENT BOARD MEETING
MAY 27, 2008
MINUTES**

Members Present:

Members Absent:

Ms. Rona Stapleton
Mrs. Jennifer Devine Smith
Mr. George White, Jr
Mr. Corey Bellamy
Mr. Joe Johnson

There being a quorum, Ms. Rona Stapleton called the May 27, 2008 Code Enforcement Board meeting to order.

The first item of business was approval of the Minutes for the April 29, 2008 meeting. Mr. George White, Jr. made a motion to accept as submitted. Mrs. Jennifer Devine Smith seconded the motion. The motion carried.

DEFAULT CASES:

- Case # 1 316 West Campbell Street (Second Offense)
Owner: Stephen Hanly, Jr.
Violations found were PMC Sections: 304.19 Public Nuisance # 1; 304.8 Decorative Features; 304.6 Exterior Walls; 304.7 Roofs and Drainage.
Fine: \$500.00 and correct within thirty (30) days of the final order.
Mr. Corey Bellamy made the motion and Mrs. Jennifer Devine Smith seconded the motion. The motion passed unanimously 5-0.
- Case # 2 567 East Main Street
Owners: JRK LLC c/o Venkat Charla
Violation found was PMC Section: 306.1 Accumulation of Rubbish or Garbage.
Fine: \$200.00 and correct within thirty (30) days of the final order.
Mr. Corey Bellamy made the motion and Mrs. Jennifer Devine Smith seconded the motion. The motion passed unanimously 5-0.
- Case # 3 Ms. Rona Stapleton recused herself from this case only.
108 Sequoyah Trail
Owners: Jefferson & Mahala Walker
Violation found was PMC Section: 306.1 Accumulation of Rubbish or Garbage.
Fine: \$200.00 and correct within thirty (30) days of the final order.

Mr. Corey Bellamy made the motion and Mr. Joe Johnson seconded the motion. The motion passed unanimously 4-0.

Case # 4 Parcel ID # 086-10-01-044.00 & Parcel ID # 086-10-01-043.00 behind Sunset Drive
Owners: Bay Tree Service LLC
Violation found was PMC Section: 306.1 Accumulation of Rubbish or Garbage.
Fine: \$200.00 and correct within thirty (30) days of the final order.
Mr. Corey Bellamy made the motion and Mrs. Jennifer Devine Smith seconded the motion. The motion passed unanimously 5-0.

Case # 5 Parcel ID # 074-41-04-027.01/ Winding Way
Owners: MSN Properties LLC
Violation found was PMC Section: 302.10 Motor Vehicles; 302.10.1 Junk Vehicles; 302.9 Storage of Trailers.
Fine: \$200.00 and correct within thirty (30) days of the final order.
Mr. Corey Bellamy made the motion and Mrs. Jennifer Devine Smith seconded the motion. The motion passed unanimously 5-0.

APPEALS:

Mrs. Edith Noe, Code Enforcement Board Secretary swore in the persons giving testimony for the next two cases.

1. John Noe, Codes Inspector
2. Huguette Birkhead, owner of 203 Tonkawa Trail
3. Carl Birkhead, son of the owner of 203 Tonkawa Trail
4. Jo A. Morgan, Codes Inspector

Case # 1 203 Tonkawa Tail (Second Offense)
Owner: Hugette Birkhead
Violations found were PMC sections: 302.10 Motor Vehicles; 302.10.1 Junk Vehicles.
Fine: \$500.00 and probated the entire amount with the condition that the property owner corrects the offending violations within thirty (30) days of the final order and further orders the property owner to pay the first fine in the amount of \$200.00 within the same thirty (30) days of the final order in this matter.
Mr. Joe Johnson made the motion and Mr. Corey Bellamy seconded the motion. The motion passed unanimously 5-0.

John Noe, code's inspector testified for the City saying the violation existed at the time the citation was issued. Mr. Noe stated some of the vehicles had been removed but not all. Mr. Logan moved to enter the documents in the packet as evidence in lieu of additional testimony.

Carl Birkhead, the property owner's son and the owner of the vehicle stated he was in the process of getting the vehicles moved to another location to order to bring the property into compliance and requested additional time complete this task.

Case # 2 213 Wildwood Place (Second Offense)
Owner: Thomas Munn
Violation found was PMC section: 306.1 Accumulation of Rubbish or Garbage.) The violation had been corrected prior to the meeting.
Fine: \$500.00 which is probated upon the condition that a similar offense does not occur within a 12 month period and further requires the property owner to pay the first fine in the amount of \$200.00 within sixty (60) days of the final order in this matter.
Mr. Corey Bellamy made the motion and Mr. George White, Jr. seconded the motion. The motion passed unanimously 5-0.

Jo A. Morgan, codes inspector testified for the City saying the violation existed at the time the citation was issued. Ms. Morgan stated limbs and branches were in the yard during her inspection. Mr. Muller reported the property was now in compliance.

The property owner failed to appear at this meeting.

Under Old Business:

Under New Business:

1. Citizen's Comments –None
2. Ms. Stapleton inquired about Code Enforcement Training for the new Board members and about an updated newsletter.
3. It was requested a copy of the Property Maintenance Code be placed at the Paul Sawyer Library and Kentucky Dept. of Library and Archives.
4. The notice about rental inspections in the Sunday paper needs to be reviewed.
5. The Board does not set agendas for property owners, and do not grant extensions prior to the Board meetings, and the Board does not make the policies, or codes.
6. The KRS is where the powers of the Board are defined.

The next meeting is scheduled for June 24, 2008 at 5:00 p.m.

With there being no further business, the May 27, 2008 Code Enforcement Board was adjourned.

ATTESTED: SECRETARY

CHAIRMAN